



**CALIFORNIA DEPARTMENT
OF EDUCATION**

TONY THURMOND
STATE SUPERINTENDENT OF
PUBLIC INSTRUCTION

1430 N STREET, SACRAMENTO, CA 95814-5901 • 916-319-0800 • WWW.CDE.CA.GOV

May 2, 2019

Dr. Kyla Johnson-Trammell, Superintendent
Oakland Unified School District
1000 Broadway, Suite 680
Oakland, CA 94607

Dear Dr. Trammell:

Re: Appeal of 2018-19 Second Interim Report Certification

This constitutes the California Department of Education's (CDE) response to your letter dated April 22, 2019. In the letter, you purport on behalf of the Oakland Unified School District (District) to challenge the Alameda County Office of Education's (County) April 15, 2019, decision pursuant to California *Education Code* Section 42131(a)(2)(A) to change the certification of the District's Second Interim Report for the 2018–19 fiscal year from **Positive** to **Qualified**.

An appeal pursuant to *EC* Section 42131(a)(2)(A) must be made by the District's governing board (Board). Here, your letter does not indicate that an appeal was authorized by the District's Board in compliance with the Brown Act. In addition, we found no indication that the Board authorized the appeal. Therefore, the appeal is not properly before the CDE.

Although we understand that the District did not have certain information available at the time the Second Interim Report was prepared, subsequent information may be considered in the determination of the certification. Based on the Fiscal Crisis and Management Assistance Team's multiyear projections in their April 24, 2019, letter to the Department of Finance and Legislative Budget Committees, the District may not meet the minimum 2 percent reserve for economic uncertainties for the 2018–19 fiscal year.

May 2, 2019

Page 2

For the reasons presented in this letter, the appeal is denied. If you have questions regarding this decision, please feel free to contact me by phone at 916-322-3024.

Sincerely,

A handwritten signature in black ink, appearing to read 'C Moore', written in a cursive style.

Caryn Moore, Director
School Fiscal Services Division

CM:jf

Enclosure

cc: L. Karen Monroe, Alameda County Superintendent of Schools
Members of the Board of Education, Oakland Unified School District
Christopher Learned, Fiscal Oversight Trustee